BILL NO. Z-75-10-17

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. AA 4

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-1-A district under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. AA4, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot # 1 Morton Place Addition - 3001
South Fairfield Avenue

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Eugene Kraus
Councilman

APPROVED AS TO FORM
AND LEGALITY,

Attorney for Common Council

Read the first time in full and on motion by Kraus seconded by Nuckols and duly adopted, read the second time by title and referred to the Committee on Regulations (and to the City Plan Commission for recommendation) (and ~~Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ the _____ day of _____ 19___, at _____ o'clock P.M., E.S.T.

Date: 10-14-75 Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by _____

seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
Burns				
Hinga				
~~Kraus~~				
Nuckols				
Moses				
Schmidt, D.				
Schmidt, V.				
Stier				
Talarico				

Date _____ Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No._____ on the _____ day of _____, 19_____.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

_____
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19____ at the hour of _____ o'clock ___M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this ____ day of _____, 197___ at the hour of _____ o'clock _____m., E.S.T.

_____
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 14, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-10-17; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 17, 1975; and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission by the attorney representing the petition;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be WITHDRAWN in accordance with the written request of the attorney representing the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 24, 1975.

Certified and signed this
2nd day of December, 1975.

Charles N. Hall
Secretary

Bill No. Z-75-10-17

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. AA4

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance With Rewr PASS.

SAMUEL J. TALARICO ~~Eugene Kraus, Jr. - Chairman~~	Samuel J. Talarico
John Nuckols - Vice-Chairman	John Nuckols
Vivian G. Schmidt	Vivian G. Schmidt
Paul M. Burns	Paul M. Burns
Donald J. Schmidt	D Schmidt

CONCURRED IN

DATE 12/9/75 CHARLES W. WESTERMAN, CITY CLERK

Prescribed by State Board of Ac.

A.E. BOYCE CO., MUNCIE, IND. GENERAL FORM NO. 362

RECEIPT

GENERAL FUND

№ 032

FT. WAYNE, IND., Sept 29 1925

RECEIVED FROM Pi Omicron Foundation $ 50.00

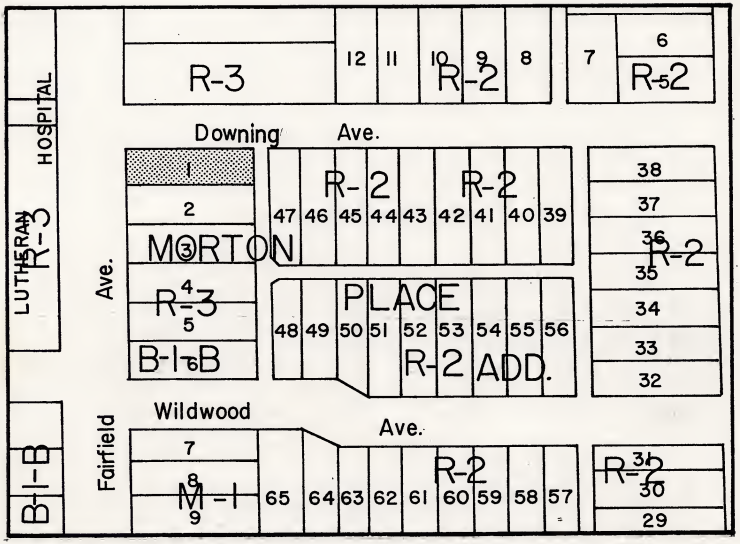
THE SUM OF Fifty dollars - & no/100 DOLLARS

ON ACCOUNT OF Rezone from R3 to B-1A

Lot, Morton Place Add

M. Hartman

AUTHORIZED SIGNATURE



To be changed from R-3 to B-1-A

N

9-30-75

Pg. AA-4

L.S.

Z-75-10-17

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed Sept 29, 1975

Intended Use _____

I/We PI OMICRON FOUNDATION, INC
(Applicant's Name or Names)
do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R3 district to a/an B 1 A district the property described as follows:

Located at 3001 S. Fairfield Avenue, Ft Wayne, Indiana 46807

Lot # 1 Morton Place Addition

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Charlotte Zuraw	20216 Frazho Road St. Clair Shores, Michigan 48081	Charlotte Zuraw
(Name)	(Address)	(Signature)

Legal Description Checked By: _____
(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisemant is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Rick Dannecker	3001 S Fairfield 46807	456-1926
(Name)	(Address)	(Telephone Number)

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802 Telephone Number: 423-7571

ADAIR, PERRY, BEERS, McALISTER & MALLERS
ATTORNEYS
2200 FORT WAYNE NATIONAL BANK BUILDING
FORT WAYNE, INDIANA 46802

RAMON S. PERRY
ORVAS E. BEERS
DALTON C. McALISTER
GEORGE P. MALLERS
HARRY W. SCOTT
PHILIP H. LARMORE
STEPHEN W. ADAIR
THOMAS E. RUZZO

E. ROSS ADAIR
OF COUNSEL

TELEPHONE 743-9706
AREA CODE 219

November 24, 1975

City Plan Commission
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Re: Bill No. Z-75-10-17

Ladies and Gentlemen:

As attorneys for the Petitioners in the above-referenced matter, I am writing to advise you of their wishes to have the above Bill withdrawn from consideration immediately and prior to your voting on it at your meeting of November 24, 1975, and without your voting or acting on said Bill.

Thank you for your consideration in this matter.

Very truly yours,

ADAIR, PERRY, BEERS, MC ALISTER & MALLERS

Philip H. Larmore

PHL/sb

Number assigned by Dave Keller's Office: # 3910 Admn. Appr. ✓

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance 3-75-10-17.

DEPARTMENT REQUESTING ORDINANCE COMMUNITY DEVELOPMENT AND PLANNING

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the following described property: Lot # 1, Morton Place Addition, commonly known as 3001 S. Fairfield Ave., generally located on the southeast corner corner of Downing Ave. and Fairfield Ave.

From "R3" to "B1A"

EFFECT OF PASSAGE Property is presently zoned an "R3" District - Multiple family residential. Petitioners are requesting a "B1A" District - Limited Business.

EFFECT OF NON-PASSAGE Property would remain an "R3"

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulations